



**In the United States Patent and Trademark Office**

App. No: 10/661,159  
Filing Date: SEPTEMBER 12, 2003  
Applicant(s): VARGAS, JAIME S.  
Examiner: SZMAL/ GAU 3736

Mailed: 9/25/05  
At: Redwood City, CA

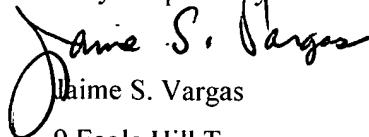
**Declaration in Support of Accompanying Petition to Make Special**

**Reason X--Relates to HIV/AIDS or Cancer**

In support of the accompanying Petition to Make Special, applicant declares as follows:

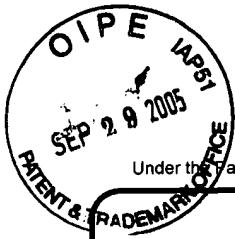
1. I am the applicant in the above-identified patent application.
2. Colorectal cancer (CRC) is the 2<sup>nd</sup> most prevalent form of cancer in the United States. Fortunately CRC may be prevented in most individuals through colonoscopic screening and removal of polyps and precancerous lesions. The invention described in US patent application 10/661,159 improves the navigational capabilities of colonoscopes such that physicians may diagnose and treat CRC earlier when it is more curable. When cancer is not yet present, the improved endoscopic navigation enabled by the invention may help physicians identify and remove more polyps, thus preventing CRC altogether in many cases.
3. I further declare that all statements made herein of my own knowledge are true and that all statement made upon information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application and any patent issuing therefrom.

Very Respectfully,



Jaime S. Vargas

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650-366-1192



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

LEW

**PETITION FEE****Under 37 CFR 1.17(f), (g) & (h)****TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/661,159
Filing Date	SEPTEMBER 12, 2003
First Named Inventor	VARGAS, JAIME S.
Art Unit	3736
Examiner Name	SZMAL, BRIAN
Attorney Docket Number	

**Enclosed is a petition filed under 37 CFR 1.102 that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$ 130 is enclosed.**This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. *For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.***Payment of Fees** (small entity amounts are NOT available for the petition fees)

The Commissioner is hereby authorized to charge the following fees to Deposit Account No. \_\_\_\_\_  
 petition fee under 37 CFR 1.17(f), (g) or (h)     any deficiency of fees and credit of any overpayments  
Enclose a duplicative copy of this form for fee processing.

Check in the amount of \$ 130 is enclosed.

Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462**

For petitions filed under:

§ 1.53(e) - to accord a filing date.  
§ 1.57(a) - to accord a filing date.  
§ 1.182 - for decision on a question not specifically provided for.  
§ 1.183 - to suspend the rules.  
§ 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.  
§ 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

**Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463**

For petitions filed under:

§ 1.12 - for access to an assignment record.  
§ 1.14 - for access to an application.  
§ 1.47 - for filing by other than all the inventors or a person not the inventor.  
§ 1.59 - for expungement of information.  
§ 1.103(a) - to suspend action in an application.  
§ 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.  
§ 1.295 - for review of refusal to publish a statutory invention registration.  
§ 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.  
§ 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.  
§ 1.550(c) - for patent owner requests for extension of time in ex parte reexamination proceedings.  
§ 1.956 - for patent owner requests for extension of time in inter partes reexamination proceedings.  
§ 5.12 - for expedited handling of a foreign filing license.  
§ 5.15 - for changing the scope of a license.  
§ 5.25 - for retroactive license.

**Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464**

For petitions filed under:

§ 1.19(g) - to request documents in a form other than that provided in this part.  
§ 1.84 - for accepting color drawings or photographs.  
§ 1.91 - for entry of a model or exhibit.  
§ 1.102(d) - to make an application special.  
§ 1.138(c) - to expressly abandon an application to avoid publication.  
§ 1.313 - to withdraw an application from issue.  
§ 1.314 - to defer issuance of a patent.

Signature

JAIME S. VARGAS

Typed or printed name

9/25/05

Date

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

09/30/2005 AMENDAF1 00000004 10661159  
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